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PATENT

Attorney Docket No.: AVALUC-01701



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Louis Bouchard et al.

Serial No.: 09/697,113

Filed: October 25, 2000

For: **INSTANT MESSAGE
NOTIFICATION APPLICATION**

Assistant Commissioner for Patents
Washington, D.C. 20231

) Group Art Unit: 2151

) Examiner:

) **TRANSMITTAL LETTER**

) 162 N. Wolfe Road
) Sunnyvale, CA 94086
) (408) 530-9700

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Technology Center 2100

Sir:

Enclosed please find an Information Disclosure Statement, a Certification pursuant to 37 C.F.R. § 1.97(e) for the Information Disclosure Statement, and Form PTO-1449, including copies of the references contained thereon, for filing in the U.S. Patent and Trademark Office.

The Commissioner is hereby authorized to charge any additional fee or credit overpayment to our Deposit Account No. 08-1275. **An originally executed duplicate of this transmittal is enclosed for this purpose.**

Respectfully submitted,
HAVERSTOCK & OWENS LLP

Dated: 5/21/02

By: Thomas B. Haverstock
Thomas B. Haverstock
Reg. No.: 32,571

Attorneys for Applicants

CERTIFICATE OF MAILING (37 CFR § 1.8(a))

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the U.S. Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the: Assistant Commissioner for Patents, Washington D.C. 20231

HAVERSTOCK & OWENS LLP

Date: 5-22-02 By: John D. Rana

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In re Application of:)	Group Art Unit: 2151
Louis Bouchard et al.)	Examiner:
Serial No.: 09/697,113)	
Filed: October 25, 2000)	<u>INFORMATION DISCLOSURE</u>
For: INSTANT MESSAGE)	<u>STATEMENT</u>
NOTIFICATION APPLICATION)	162 N. Wolfe Road
)	Sunnyvale, CA 94086
)	(408) 530-9700

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

The citations listed below, copies attached, may be material to the examination of the above-identified application, and are therefore submitted in compliance with the duty of disclosure defined in 37 C.F.R. §§ 1.56 and 1.97. The Examiner is requested to make these citations of official record in this application.

- European Publication No. EP 0 944 004 A1;
- "Accessing Messages Your Way," AT&T Technology, XP-000530274, 10 (1995) spring, No. 1, New York, US, 2 pages; and
- "AOL & Microsoft Fight Over Instant Messaging Continues," XP-002188386, 7/26/99, 1 page.

This Information Disclosure Statement under 37 C.F.R. §§ 1.56 and 1.97 is not to be construed as a representation that a search has been made, that additional information material to the examination of this application does not exist, or that anyone or more of these citations constitutes prior art.

Respectfully submitted,
HAVERSTOCK & OWENS LLP

Dated: 5-21-02

By: Thomas B. Haverstock
Thomas B. Haverstock
Reg. No.: 32,571

Attorneys for Applicants

CERTIFICATE OF MAILING (37 CFR § 1.8(a))

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HAVERSTOCK & OWENS LLP.

Date: 5-22-02 By: John D. Russell

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Attorney Docket No.: AVALUC-01701

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NOTIFICATION APPLICATION**

) Group Art Unit: 2151

) Examiner:

) **CERTIFICATION FOR**
) **INFORMATION DISCLOSURE**
) **STATEMENT UNDER 37 CFR § 1.97(e)**

) 162 N. Wolfe Road
) Sunnyvale, CA 94086
) (408) 530-9700

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

This certification is being made for the Information Disclosure Statement accompanying this certification.

Certification

I hereby certify that the attached three (3) references contained in this information disclosure statement were cited within an International Search Report (ISR) mailed on February 22, 2002. **Accordingly, the references contained in the information disclosure statement were cited in a communication from a foreign patent office in a counterpart application not more than three months prior to the filing of the statement. 37 C.F.R. 1.97(e)(1).**

Identification of Person Making Certification

The person making this certification is the attorney who signs below on the basis of the information in the attorney's file.

Respectfully submitted,
HAVERSTOCK & OWENS LLP

Dated: 5-21-02

By: Thomas B. Haverstock
Thomas B. Haverstock
Reg. No.: 32,571

Attorneys for Applicants

CERTIFICATE OF MAILING (37 CFR § 1.8(a))

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HAVERSTOCK & OWENS LLP

Date: 5-22-02 By: Thomas B. Haverstock

FORM PTO-1449 (Modified)		U.S. Department of Commerce Patent and Trademark Office		Attorney Docket No.: AVALUC-01701		Serial No.: 09/697,113		
INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use Several Sheets If Necessary) (37 CFR § 1.98(b))				Applicant: Louis Bouchard et al.				
				Filing Date: October 25, 2000		Group Art Unit: 2151		
U.S. PATENT DOCUMENTS								
Examiner Initials		Serial / Patent Number	Issue Date	Applicant / Patentee	Class	Subclass	Filing Date	
	AA							
	AB							
	AC							
	AD							
	AE							
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	AG							
	AH							
	AI							
	AJ							
FOREIGN PATENTS OR PUBLISHED FOREIGN PATENT APPLICATIONS								
		Document Number	Publication Date	Country / Patent Office	Class	Subclass	Translation	
							Yes	No
	AK	EP 0 944 004 A1	09/22/99	EP	G06F	17/00		X
	AL							
	AM							
	AN							
	AO							
OTHER DOCUMENTS (Including Author, Title, Date, Relevant Pages, Place of Publication)								
	AP	"Accessing Messages Your Way," AT&T Technology, XP-000530274, 10 (1995) spring, No. 1, New York, US, 2 pages.						
	AQ	"AOL & Microsoft Fight Over Instant Messaging Continues," XP-002188386, 7/26/99, 1 page.						
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Examiner:					Date Considered:			
EXAMINER: Initial citation considered. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.								